

Alstate Process Service Inc.

60 BURT DRIVE

DEER PARK, NEW YORK 11729

631/667-1800

UNITED STATES DISTRICT COURT

COUNTY OF

INDEX NO.: 07CIV6426 (TPG)

ERNST RITOPER

against

THE REPUBLIC OF ARGENTINA

Plaintiff(s)

Defendant(s)

AFFIDAVIT  
OF  
SERVICE

STATE OF NEW YORK, COUNTY OF SUFFOLK

ss.:

MELVIN ROLFE

being duly sworn, deposes and says: that deponent is not a party

to this action, is over 18 years of age and resides in The State of New York

That on 08/28/07 3:58 PM at 225 PARK AVENUE NEW YORK, NY 10169

deponent served the within SUMMONS AND COMPLAINT, NOTICE OF ASSIGNMENT, \* bearing Index# 07CIV6426 &amp; filing date 07/16/07 on

THE REPUBLIC OF ARGENTINA C/O BANCO DE LA NACION ARGENTINA

defendant therein named,

INDIVIDUAL

☐

by delivering thereat a true copy of each to said defendant personally; deponent knew said person so served to be the person described as said defendant therein. (S)He identified (her) himself as such.

CORPORATION

☒

a BANK AGENCY, by delivering thereat a true copy of each to ROBERTO H. BARRIENTOS personally; deponent knew said BANK AGENCY so served to be the BANK AGENCY described as the named defendant and knew said individual to be the VICE PRESIDENT thereof an authorized person to accept service of process

SUITABLE  
AGE PERSON☐

by delivering thereat a true copy of each to a person of suitable age and discretion. That person was also asked by deponent whether said premises was the defendant's and the reply was affirmative.

AFFIXING TO  
DOOR, ETC.☐

by affixing a true copy of each to the door of said premises, which is defendant's within the state. Deponent was unable, with due diligence to find defendant or a person of suitable age and discretion thereat, having verified defendant's with and having called there on

\*INDIVIDUAL PRACTICES OF JUDGE THOMAS P. GRIESA AND INDIVIDUAL PRACTICES OF MAGISTRATE GABRIEL W. GORENSTEIN

MAILING

☐

On deponent also enclosed a copy of same in a postpaid sealed wrapper properly addressed to defendant at defendant's and deposited said wrapper in a post office of the United States Postal Service within New York State.

DESCRIPTION

Deponent describes the individual served to the best of deponent's ability at the time and circumstances of service as follows:

Sex	Skin Color	Hair Color	Age (Approx.)	Height (Approx.)	Weight (Approx.)
MALE	TAN	BLACK	50	5' 5	165

USE IN  
NYC CIVIL CT.☐

Other identifying features:

The language required by NYCRR 2900.2(e), (f) &amp; (h) was set forth on the face of said summons(es).

MILITARY  
SERVICE☐I asked the person spoken to whether defendant was in active military service of the United States or of the State of New York in any capacity whatever and received a negative reply.  
The source of my information and the grounds of my belief are the conversations and observations above narrated.  
Upon information and belief I aver that the defendant is not in the military service of New York State or of the United States as that term is defined in either the State or Federal statutes.

SWORN TO BEFORE ME ON 8/29/07

*Kerryanne Yetkofsky*  
 KERRYANNE YETKOFSKY  
 Notary Public, State of New York  
 No. 01YE6024216  
 Qualified in Nassau County  
 Commission Expires May 3, 2011

MELVIN ROLFE

LICENSE NO. 0916782

AO 440 (Rev. 8/01) Summons in a Civil Action

# UNITED STATES DISTRICT COURT

Southern

District of

New York

ERNST RITOPER,

Plaintiff,

V.

## SUMMONS IN A CIVIL ACTION

THE REPUBLIC OF ARGENTINA,

Defendant.

CASE NUMBER:

**07 CIV 6426**

TO: (Name and address of Defendant)

The Republic of Argentina  
c/o Banco de la Nacion Argentina  
New York Branch  
225 Park Avenue, 3rd Floor  
New York, New York 10169

**YOU ARE HEREBY SUMMONED** and required to serve on PLAINTIFF'S ATTORNEY (name and address)

Michael C. Lambert, Esq.  
Gilmartin, Poster & Shafto LLP  
845 Third Avenue  
New York, New York 10022

an answer to the complaint which is served on you with this summons, within 20 days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

J. MICHAEL McMAHON

CLERK

*Marcos Quintero*

(By) DEPUTY CLERK

DATE

**JUL 16 2007**